

RESOLUTION R-2004- 2266

RESOLUTION CORRECTING RESOLUTION R-2004-2016
RESOLUTION APPROVING ZONING PETITION OF FLORENCE FULLER CHILD
DEVELOPMENT CTR.
FLORENCE FULLER CHILD DEVELOPMENT CENTER
PETITION DOA/EAC1987-150B

WHEREAS, Florence Fuller Child Development Center, petitioned the Palm Beach County Board of County Commissioners on September 30, 2004 for a Development Order Amendment/Expedited Application Consideration to modify a condition of approval for a Special Exception to allow a general daycare; and

WHEREAS, Resolution R-2004-2016, adopted on September 30, 2004 confirming the action of the Board of County Commissioners inadvertently contained errors in Engineering Conditions E.1, E.2, E.3 and E.4 of Exhibit C; and

WHEREAS, Engineering Conditions E.1, E.2, E.3 and E.4 of Exhibit C of Resolution R-2004-2016 should have read as follows:

1. **In addition, the petitioner shall contribute the amount of fees as established in Article V, Section 3 (Insignificant Project Standard) of the Traffic Performance Code and the Fair Share Contribution For Road Improvements Ordinance, as it presently exists, or as it may from time to time be amended. The total funds shall be paid prior to the issuance of the first building permit. (BLDG PERMIT: MONITORING – Eng) (Previous Condition 10 of Resolution R-89-618, Petition 1987-150)**

Is hereby deleted. Reason: Impact fees are code requirement.

2. **The property owner shall pay Fair Share Fee in the amount and manner required by the “Fair Share Contribution for Road Improvements Ordinance” as it presently exists or as it may from time to time be amended. The Fair Share Fee fro this project presently is \$31,371.00 (1,171 trips X \$26.79 per trip). (BLDG PERMIT: MONITORING – Eng) (Previous Condition 3 of Resolution R-90-523, Petition 1987-150(A))**

Is hereby deleted. Reason: Impact fees are code requirement.

3. **The property owner shall pay a Fair Share Fee in the amount and manner required by the “Fair Share Contribution for Road Improvements Ordinance” as it presently exists or as it may from time to time be amended. The Fair Share Fee for this project presently is \$78.00 per student. (CO: MONITORING – Eng) (Previous Condition 9 of Resolution R-89-618, Petition 1987-150)**

Is hereby deleted. Reason: Impact fees are code requirement.

4. **The property owner shall construct:**
 - a) **left turn lane, south approach on State Road 7 at 185th Street South; Complete**
 - b) **paved access to the site including drainage (minimum 2-10 foot travel lanes local street standards) all concurrent with onsite paving and drainage improvements. (CO: MONITORING – Eng) (Previous Condition 8 of Resolution R-89-618, Petition 1987-150) Complete**

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby affirmed and ratified.
2. Engineering Conditions E.1, E.2, E.3 and E.4 of Exhibit C of Resolution R-2004-2016 are hereby corrected.

Commissioner Masilotti moved for the approval of the Resolution.

The motion was seconded by Commissioner Koons, and upon being put to a vote, the vote was as follows:

Karen T. Marcus, Chair	- Aye
Tony Masilotti, Vice Chairman	- Aye
Jeff Koons	- Aye
Warren H. Newell	- Aye
Mary McCarty	- Aye
Burt Aaronson	- Aye
Addie L. Greene	- Aye

The Chair thereupon declared the resolution was duly passed and adopted on October 28, 2004.

Filed with the Clerk of the Board of County Commissioners on 15 day of November, 2004.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY COMMISSIONERS

DOROTHY H. WILKEN, CLERK

BY: [Signature]
COUNTY ATTORNEY

BY: [Signature]
DEPUTY CLERK

